

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

CIRBA INC. (d/b/a DENSIFY)
and CIRBA IP, INC.,

Plaintiffs,

v.

VMWARE, INC.,

Defendant.

Civil Action No. 1:19-cv-00742-LPS

JURY TRIAL DEMANDED

PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION

Plaintiffs Cirba, Inc. and Cirba IP, Inc. (“Densify”), in accordance with Rule 65 of the Federal Rules of Civil Procedure, hereby move for a preliminary injunction. Densify respectfully requests that the Court issue a preliminary injunction preventing Defendant VMware, Inc. (“VMware”) and its officers, directors, agents, servants, employees, and attorneys, and other persons who are in active concert or participation with them, from making, using, selling, or offering for sale products that infringe U.S. Patent No. 8,209,687 (“the ’687 Patent”), including without limitation, vRealize Operations (“vROps”) 7.0 and 7.5, pending a trial on the merits.

The grounds for this motion are set forth in Plaintiffs’ Opening Brief in Support of their Motion for Preliminary Injunction (the “Opening Brief”). Filed contemporaneously with this Motion and the Opening Brief are the following:

- The Declaration of Andrew Hillier and exhibits thereto in support of this Motion;
- The Declaration of Dr. Vijay Madiseti and exhibits thereto in support of this Motion;
- The Declaration of Riyaz Somani in support of this Motion;
- Plaintiffs’ Motion for a Hearing and Expedited Discovery;
- Plaintiffs’ Opening Brief in Support of their Motion for a Hearing and Expedited

Discovery; and

- Plaintiffs' Motion for Extension of Page Limits requesting three additional pages for Plaintiffs' Opening Brief in Support of their Motion for Preliminary Injunction;

Accordingly, for the reasons set forth in Plaintiffs' Opening Brief, Densify respectfully requests that the Court issue an order preliminarily enjoining VMware and its officers, directors, agents, servants, employees, and attorneys, and other persons who are in active concert or participation with them, from making, using, selling, or offering for sale products that infringe the '687 Patent, including without limitation, vROps 7.0 and 7.5, until a trial can be held on the merits.

Dated: May 6, 2019

Respectfully submitted,

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